

COMMISSION MEETING MINUTES

April 3, 2018

The Board of Davis County Commissioners met for their regularly scheduled meeting on April 3, 2018 at 10:00 a.m. in room 303 of the Davis County Administration Building, 61 South Main Street, Farmington, Utah. Notice of this meeting was given in accordance with the requirements of UCA 52-4-202.

Present on the dais were: Commissioner James E. Smith — Chair, Commissioner P. Bret Millburn — Vice-Chair, Commissioner Randy B. Elliott, Curtis Koch — Davis County Clerk/Auditor, and Neal Geddes — Chief Civil Deputy County Attorney.

All documents presented in this meeting are on file in the office of the Davis County (DC) Clerk/Auditor.

OPENING The meeting convened at 10:01 a.m., and Randy Cook was invited to lead the Pledge of Allegiance.

Recognitions, Presentations & Informational Items

April is National Child Abuse Prevention Month — *Presented by Susan Burton, Davis County Children's Justice Center (CJC)*

In recognition of April being National Child Abuse Prevention Month, the Children's Justice Center is hosting the following events:

The CJC Open House, 11 a.m. to 1 p.m. April 10th.
See Attachment B as presented.

CJC Bike Sale, 7 a.m. to 12 p.m. May 5th. This will be held in Kaysville and is an annual event. Most of their funding comes from fundraisers, such as this bike sale.
See Attachment C as presented.

Friends of the Davis County CJC Golf Tournament, June 8th at Schneiter's Bluff Golf Course.
See Attachments D-E as presented.

Friends Board of the Davis County CJC Second Annual Autumn Gala — Save the Date: Nov. 2, 2018. The Commissioners commented on the importance of the work done at the CJC and encouraged all to attend the Gala. The CJC interviews 400-450 children per year regarding sexual abuse, which is about one-third of actual committed abuses. It is one of the highest perpetrated crimes, but one of the lowest reported. The CJC has grown in Utah from three centers in 1997, to now 23 centers, proving the great need for their service.
See Attachment F as presented.

BUSINESS/ ACTION

Memo of Agreement #2018-0133 with UT Div. of Emergency Management to access Special Needs Registry

Memo of Agreement, #2018-0133, with Utah Division of Emergency Management — access to Special Needs Registry — *Presented by Captain Arnold Butcher, Davis County Sheriff's Office, in place of Chief Deputy Kevin Fielding*

This Memorandum of Agreement will provide access to the Special Needs Registry. It will help to locate persons with special needs, to get them needed resources in the event of a natural disaster or state of emergency. The contract term begins March 27, 2018, and is a perpetual renewal. The contract is neither payable nor receivable.

Motion to Approve: Com. Millburn

Seconded: Com. Elliott
Vote: All Aye

Memo of Agreement #2018-0134 with UT Dept. of Health for General Provisions

Memo of Agreement, #2018-0134, with Utah Department of Health — general provisions and associate agreement for contracts created during effective period — Presented by Brian Hatch, Davis County Health Department Director

This was introduced as a Memorandum of Understanding for general provisions and business associate agreement for contracts created during the effective period. It was pointed out, for the record, this shows as a Memorandum of Agreement on the contract cover sheet. The contract period is July 1, 2018 to June 30, 2023. The agreement is neither payable nor receivable.

Motion to Approve: Com. Millburn
Seconded: Com. Elliott
Vote: All Aye

Agreement #2018-0135 with UT Dept. of Health- Fund Hepatitis A response

Agreement, #2018-0135, with Utah Department of Health — provide funding to support efforts involved in responding to Hepatitis A outbreaks — Presented by Brian Hatch, Davis County Health Department Director

This agreement will provide funding to support multi-state efforts involved in responding to ongoing Hepatitis A outbreaks. The contract period is Jan. 1, 2018 to July 31, 2018. This is a receivable in the amount of \$16,925.

Motion to Approve: Com. Elliott
Seconded: Com. Millburn
Vote: All Aye

Amendment #2015-0035-D with UT Dept. of Health for STD Intervention Services

Amendment, #2015-0035-D, with Utah Department of Health — increase funding and replace Attachment A for STD Disease Intervention Services — Presented by Brian Hatch, Davis County Health Department Director

This is an amendment to increase funding and replace Attachment A of the original contract for STD Intervention Services. The contract period is Jan. 1, 2018 to June 30, 2018. This receivable is in the amount of \$7,488.

Motion to Approve: Com. Millburn
Seconded: Com. Elliott
Vote: All Aye

The Commissioners asked how the County fares with Hepatitis A and STD cases. It was noted that Hepatitis A is predominate with the homeless population. STD's are one of the bigger issues, and an ongoing epidemic in which behavior and protective measures determine control outcomes. The annual reports can be found on the Health Department's website.

Donation Agreement #2018-0136 with Philology

Donation Agreement, #2018-0136, with Philology Group of Kaysville — for children's books at the Kaysville Branch Library — Presented by Chris Sanford, Davis County Public Library Director

Group for
children's books

Chris asked Lynette Mills, Davis County Library Deputy Director, to introduce this donation. This is a request to accept a donation in the amount of \$500 from the Philology Group. Virginia Hanney, president of the Philology Group, was here to present the donation, which will be used to purchase children's books for the Kaysville Branch Library. Virginia explained that Philology is the study of words, and children begin studying words at a very early age, formulating who they will become and what values they will possess. The group has studied children's literature for 30 years, and they study various types of literature and authors. The Philology group meets monthly, and currently has 25 active members. The Commission expressed their appreciation for the group.

Motion to Approve: Com. Millburn
Seconded: Com. Elliott
Vote: All Aye

Final Plat
Approval #2018-
0137 with
Adams Acres
Subdivision

Final Plat Approval, #2018-0137, for Adams Acres Subdivision (2970 S 200 W., Syracuse) — Presented by Jeff Oyler, Davis County Planning Manager

This is a final plat approval for a two-lot subdivision. The plot is in Hooper, in an unincorporated area, located at 2970 S. 2000 W., Syracuse.
See Attachment G as presented.
[Noted correction: the address originally presented as the plat was incorrect. The address is corrected to read 5848 W 2425 N, Hooper, as shown on Attachment G]

Motion to Approve: Com. Millburn
Seconded: Com. Elliott
Vote: All Aye

Improvement
Agreement
#2018-0137A
with Brian and
Barbara Adams
for escrow
deposits

Improvement Agreement, #2018-0137A, with Brian and Barbara Adams — escrow deposit for public improvements related to Adams Acres Subdivision — Presented by Jeff Oyler, Davis County Planning

This is an escrow deposit for public improvements, related to the Adams Acres Subdivision, to extend an eight-inch waterline and bury a ditch. This agreement finalizes the conditions for escrow deposit and disbursement of funds. The contract period is April 3, 2018 to April 3, 2019, and the receivable amount is \$44,847.

Motion to Approve: Com. Millburn
Seconded: Com. Elliott
Vote: All Aye

Improvement
Agreement
#2018-0137B
with Stanley
Brian Adams,
Barbara T
Adams, Nathan
Adams, and
Devree Adams

Improvements Agreement, #2018-0137B, and Grant of Lien with Stanley Brian Adams, Barbara T. Adams, Nathan Adams, and Devree Adams — postponement of curb, gutter, and sidewalk improvements — Presented by Jeff Oyler, Davis County Planning Manager

This is an improvement agreement for postponement of curb, gutter, and sidewalk improvements.

Motion to Approve: Com. Millburn
Seconded: Com. Elliott
Vote: All Aye

There was a question posed about the possibility of developing the unincorporated areas, and how to incorporate them, as Hooper is in Weber County and the next contiguous city is in Davis County. Clinton and Syracuse have both been contacted to discuss this, but they are not interested in annexing unless there is new technology or a new sewer plant in place.

Letter of
Commitment
#2018-0138 with
UT Office of
Outdoor
Recreation to
build a bike park

Letter of Commitment, #2018-0138, to Utah Office of Outdoor Recreation for City of Fruit Heights' effort to build a mountain bike park — Presented by Jeff Oyler, Davis County Planning Manager

The City of Fruit Heights is submitting a grant request to the Utah Office of Outdoor Recreation to build a mountain bike park. The park will be used as a training venue for various bike clubs. The City is requesting the County help sponsor this project. The City has put up \$45,000 of their own money, and in addition they are asking for \$90,000 from the State. It was noted that this project seems to have a lot of community support. This Letter of Commitment has to be submitted with the grant request. If the grant is approved in November, this would come back before the Commission in a contract, and would likely be put into the 2019 budget. If the grant is denied, it would void this commitment. There was discussion of all the benefits of this project to the community. The contract says it is a "Letter of Intent," but this was presented as a "Letter of Commitment." The payable is in the amount of \$35,000.

See attachments H1-H4 as presented.

Motion to Approve: Com. Millburn
Seconded: Com.Elliott
Vote: All Aye

Agreement
#2018-0139 with
Victus Advisors
LLC for
Feasibility Study

Agreement with Victus Advisors, LLC — Legacy Events Center Feasibility and Use Study — Presented by Mack McDonald, Davis County Facilities Director

This is a contract for the Legacy Events Feasibility and Use Study. There was a request for proposal (RFP) put out, and there were four firms that submitted proposals. A local Park City firm was ultimately selected based on their proposal submission being the best, as well as checking references and review of another project outcome. The study is projected to be completed within six months. The contract period is April 3, 2018 to Sept. 30, 2018, and automatic renewals are approved if necessary. The payable is in the amount of \$54,920.

Motion to Approve: Com. Elliott
Seconded: Com. Millburn
Vote: All Aye

Commissioner Millburn moved to recess to Board of Equalization. Commissioner Elliott seconded the motion. All voted Aye.

BOARD OF
EQUALIZATION

The Board of Equalization matters were presented by Curtis Koch, Clerk/Auditor, as follows:

Various tax exempt requests for entity annual renewals and late exempt entity annual renewals

Under appeals, there were five veteran tax abatements for 2017 totaling \$5,874.30 and one correction for residential exemption 2017 in the amount of \$2,584.66.
There were no Treasurer adjustments.
There were no Assessor adjustments.

Motion to Approve: Com. Smith
Seconded: Com. Elliott
Vote: All Aye

Commissioner Millburn moved to reconvene Commission meeting. Commissioner Elliott seconded the motion. All voted Aye.

CONSENT ITEMS

Check registers

Check Registers

Check Registers were presented for approval.

Motion to Approve: Com. Elliott
Seconded: Com. Millburn
Vote: All Aye

Commission meeting minutes

Meeting Minutes

Meeting minutes for March 27, 2018 were presented for approval.

Motion to Approve: Com. Elliott
Seconded: Com. Millburn
Vote: All Aye

COMMISSION COMMENTS

Com. Smith

Commissioner Smith shared the same excitement as Commissioner Millburn alluded to earlier in the meeting, regarding some of the projects that were approved this morning, and he gave recognition to Nina Morse for receiving the honor of being the "Outstanding graduate at Utah State University" in her department. He stated the County has some wonderful employees, and he was glad to see they are being recognized for the good work they do.

Com. Millburn

Commissioner Millburn reiterated congratulations to Nina Morse. He commented on the work that she does for the County, helping bring to light the things going on in county government. He commented on the spectrum of the things happening in the County, and how excited he is to be a part of it.

Com. Elliott

Commissioner Elliott also expressed his excitement for all of the projects that are going on in the County. He claimed to be just as enthusiastic as the other Commissioners, but tired, so he may not show it.

Commissioner Smith invited other comments from the Dais.

Clerk/Auditor

Curtis said (teasingly) he echoed the enthusiasm.

Chief Civil Deputy County Attorney

Neal said (with a laugh) he was enthusiastic, but could not match Curtis' intensity.

PUBLIC COMMENTS

Lorene Kamalu

Lorene Kamalu, Kaysville City Planning Commissioner, expressed her excitement for all of the projects going on in the County, and wanted to thank Susan for the work they do at the CJC.

CLOSED SESSION

Commissioner Millburn moved to go into closed session for reasons permitted under UCA 52-4-205-1(A) — discussion of the character, professional competence, or physical or mental health of an individual. Commissioner Elliott seconded the motion. All voted Aye.

Commission meeting reconvened at 12:17 p.m.

APPROVED

Commissioner Millburn moved to go into a second closed session, for reasons permitted under UCA 52-4-205-1(C) — strategy sessions to discuss pending or reasonably imminent litigation. Commissioner Elliott seconded the motion. All voted Aye.

ADJOURNMENT Meeting was adjourned at 12:49 p.m.

All publicly distributed materials associated with this meeting, if not included in the minutes, are noted as follows:

- A1-A2. Agenda
- B. Children's Justice Center Open House
- C. Davis County Children's Justice Center Bike Sale
- D-E. Davis County Children's Justice Center Golf Tournament and Registration
- F. Davis County Children's Justice Center Friends Board Gala — Save the Date
- G. Plat map for Adam's Acres Subdivision
- H1-H4. Fruit Heights City Corp. East Bench Trails Map for Proposed Mountain Bike Park

Minutes prepared by:
Shairise Bills
Deputy Clerk/Auditor

Minutes approved on:

Curtis Koch
Davis County Clerk/Auditor

James E. Smith
Commission Chair